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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Arsenault et al.
Appl. No. : 10/681,374
Filed : October 9, 2003
Title : WIDELY WAVELENGTH TUNABLE POLYCHROME COLLOIDAL PHOTONIC CRYSTAL DEVICE

Grp./A.U. : 1712
Examiner : Kugel, Timothy J.

Docket No.: 14473

Honorable Commissioner of Patents
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed June 22, 2006, the following is submitted:

An Election is made on page 2 of this response; and

Remarks/Arguments begin on page 3 of this response.

Election Response

In response to the Restriction required under 35 USC 121, Applicants hereby elect the claims of Group I, including claims 1-29 and 52-88. The Applicants reserve their right to file a divisional application with respect to the subject matter set forth in claims 30-51, the claims of non-elected Group II.

The Applicants further elect the claims of species I-a, including claims 1, 10, 14-25, 27-29, 52-59, 61-64, 74-76, 81, 83-85, and 88 with at least claims 1, 10, 14-22, 24-27, 29, and 83-85 being generic. This election is made with traverse, and the Applicants reserve their right to consideration of all of the claims of elected Group I upon the allowance of a generic claim.